

Appn.# 10/597,346 (Reistroffer)

Amendment D

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REMARKS

The Applicant has amended the claims and specification as needed for proper disclosure and/or protection of the invention, and the amendments submitted require no substantial amount of additional work on the part of the examiner.

1. Paragraph [0040] is amended by adding the word "may" in the last sentence of the paragraph, which now reads, in part: "The incendiary strand of the present invention is provided with a fuel component that may exhibit flaming combustion for a duration of from ten seconds to five minutes in time..." The change is necessary to avoid restricting the claimed invention to a definite performance characteristic, as alternative embodiments may require differing durations of flame production depending on the characteristics of the vegetative matter to be ignited by the incendiary strand.
2. Claim 15 is amended to eliminate the limitation originally claimed regarding the spatial position of the pyrotechnic element within the longitudinal gas channel. The essential function of the element is not dependent upon its position within the channel.
3. Claim 26 is amended to replace the process of manufacture terms "impregnated and coated", with the structurally descriptive term "coating".
4. Claim 43 is cancelled as being indefinite.

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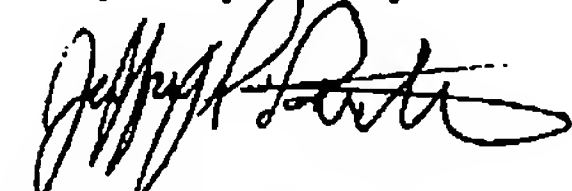
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5. Claim 47, originally depending from Claim 1, is amended to read as an independent claim. As originally presented in dependent form, the claimed subject matter included an improper combination of two statutory classes in the same claim (apparatus and process).
6. Claim 48 is cancelled, as it is directed towards a specific application of essentially the same method of Claim 47.
7. Claim 49 is amended to depend from Claim 47 instead of cancelled Claim 48.
8. Claim 50 is cancelled.
9. New independent Claim 76 is added to describe a preferred embodiment of the invention described in Claim 1, and is represented by figures 3 and 4 of the drawings. The new claim further limits the subject matter of Claim 1, and will require no additional search or examination.

CONCLUSION

Applicant submits that the specification and claims are in proper form, and that the claims all define patentably over the prior art. Therefore the applicant submits that this application is now in condition for issuance, which action is respectfully solicited upon applicant's submittal of the appropriate fees.

Very Respectfully,



Jeffrey P. Reistroffer

Applicant Pro Se